

Robert L. Hyde (SBN: 227183)
bob@westcoastlitigation.com
Joshua B. Swigart (SBN: 225557)
josh@westcoastlitigation.com
HYDE & SWIGART
411 Camino Del Rio South, Suite 301
San Diego, CA 92108-3551
Telephone: (619) 233-7770
Facsimile: (619) 297-1022

Attorneys for Plaintiff
Shirley Fleming

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

SHIRLEY R. FLEMING,
Plaintiff,
v.
**BRANCHFELD &
ASSOCIATES, P.C.,**
Defendants.

CASE NO.: 3:08-CV-00371-L-BLM

**NOTICE OF MOTION AND
MOTION FOR DEFAULT
JUDGMENT**

**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

HON. M. JAMES LORENZ

**Date: November 17, 2008
Time: 10:30 a.m.
Courtroom: 14**

**TO: DEFENDANT, BRANCHFELD & ASSOCIATES, P.C., AND ITS
ATTORNEY OF RECORD:**

PLEASE TAKE NOTICE that on November 17, 2008, at 10:30 a.m. in Courtroom 14 of the United States Courthouse, located at 940 Front Street, San Diego, California, 92101, Shirley Fleming, ("Plaintiff"), through her attorneys of record, will move this Court for a Default Judgment against Defendant, Branchfeld & Associates.

1 This motion is based upon the instant Notice of Motion, the attached
2 Memorandum of Points and Authorities in support, and on all papers and records
3 on file herein. Plaintiff submits on the pleadings and requests no oral arguments,
4 unless requested by the Court.

5
6 Dated: September 12, 2008

Respectfully submitted,

7 **HYDE & SWIGART**

8
9 By: /s/ Joshua B. Swigart
10 Joshua B. Swigart
11 Attorneys for Plaintiff
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28